



April 3, 2003

Mayor Wesely and City Council
City of Lincoln
City County Building
Lincoln, NE

Mayor Wesely and Members of the City Council:

An investigation has been made regarding the application of Denis Vontz Larsen, d.b.a. Highlands Golf Course, 5501 NW 12th Street holder of a class J liquor license. Denis Vontz requests this liquor license be upgraded to a class I liquor license.

Background information will be omitted on Mr. Vontz as he was approved by the Council as the golf professional for this location, and was approved by the Council as the past holder of the liquor license for Pioneer Golf Course.

If this application is approved, it should be with the understanding that it conforms to all the rules and regulations of Lincoln, Lancaster County and the State of Nebraska.

A handwritten signature in black ink, appearing to read "Tom Casady".

THOMAS K. CASADY, Chief of Police



Police Department
575 South 10th Street / Lincoln, Nebraska 68508 / Phone: 402-441-7204 / Fax: 402-441-8492 / Web: www.ci.lincoln.ne.us
A nationally accredited law enforcement agency



STATE OF NEBRASKA

A3-034447
140



Mike Johanns
Governor March 31, 2003

CITY CLERK'S OFFICE
'03 APR 1 PM 3 24
CITY OF LINCOLN
NEBRASKA

NEBRASKA LIQUOR CONTROL COMMISSION

Forrest D. Chapman

Executive Director

301 Centennial Mall South, 5th Floor

P.O. Box 95046

Lincoln, Nebraska 68509-5046

Phone (402) 471-2571

Fax (402) 471-2814

TRS USER 800 833-7352 (TTY)

web address: <http://www.nol.org/home/NLCC/>

City Clerk
County/City Bldg
555 South 10th Street
Lincoln NE 68508

Dear Local Governing Body:

Attached is the form to be used on all retail liquor license applications. Local clerks must collect proper license fees and occupation tax per ordinance, if any, before delivering the license at time of issuance.

TWO KEY TIME FRAMES TO KEEP IN MIND ARE:

- 1) You have 45 days to conduct a hearing after the date of receipt of the notice from this Commission (§53-134). You may choose **NOT** to make a recommendation of approval or denial to our Commission.

PER §53-133, THE LIQUOR CONTROL COMMISSION SHALL SET FOR HEARING ANY APPLICATION WHEREIN:

- 1) There is a recommendation of denial from the local governing body.
- 2) A citizens protest; or
- 3) Statutory problems that the Commission discovers.

PLEASE NOTE...A LICENSEE MUST BE "PROPERLY" LICENSED IN ORDER TO PURCHASE FROM WHOLESALERS; AND, A LICENSE IS EFFECTIVE:

- 1) Upon payment of the license fees;
- 2) Physical possession of the license;
- 3) Effective date on the license.

Sincerely,

NEBRASKA LIQUOR CONTROL COMMISSION

Michelle Porter

Michelle Porter
Licensing Division

Enclosures

Rhonda R. Flower
Commissioner

Bob Logsdon
Chairman

R.L. (Dick) Coyne
Commissioner

An Equal Opportunity/Affirmative Action Employer

Printed with soy ink on recycled paper

FORM 35-4001
REV. 12 99

APPLICATION FOR LICENSE

Nebraska Liquor Control Commission
PO Box 95046, 301 Centennial Mall South
Lincoln, NE 68509-5046

<http://www.nol.org/home/NLCC/>
Phone: (402) 471-2571
Fax: (402) 471-2814

INSTRUCTIONS: Include: 1. Applicable fees payable to Liquor Control Commission 2. Copy of birth certificate or naturalization papers proving U.S. citizenship for each individual and spouse named on application (not required of corporations or spouse(s) who file an affidavit of no interest with application, Commission form 4178 3. Corporations must include copy of articles of incorporation as filed with the Secretary of States office in the state of Nebraska 4. Commission checklist, form 4251 5. Fingerprint cards and processing fees (are required of individuals, all partners and spouses. Corporate applicants must file for CEO/Manager & stockholders/member holding over 25% stock/interest. 6. All applications must be typewritten or printed clearly. 7. Submit in Triplicate

LOU (np)
Rep1.
COPY
TAX# 877
L# 158877

CLASS OF LICENSE FOR WHICH APPLICATION IS MADE AND LIST OF FEES FOR EACH

Class of License (Check applicable class)	Registration Fee	License Fees	Corporate Surety Bond
<input type="checkbox"/> A Beer, On Sale Only – Inside Corporate Limits	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> F Beer, On Sale Only – Outside Corporate Limits	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> B Beer, Off Sale Only – Indicate Inside or Outside Corporate Limits	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> J Wine, Beer, On Sale Only – Inside Corporate Limits	\$45.00	Collected at Local Level	exempt
<input checked="" type="checkbox"/> I Spirits, Wine, Beer, On Sale Only – Inside Corporate Limits	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> D Spirits, Wine, Beer, Off Sale Only – Inside Corporate Limits	\$45.00	\$150.00	exempt
<input type="checkbox"/> D1 Spirits, Wine, Beer, Off Sale only – within extraterritorial zoning jurisdiction	\$45.00	\$150.00	exempt
<input type="checkbox"/> C Spirits, Wine, Beer On & Off Sale – Inside Corporate Limits	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> M Bottle Club (Spirits, Wine, Beer, on Sale)	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> H Nonprofit Corporation	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> K Wine Only, Off Sale	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> O Boat	\$45.00	\$ 50.00	exempt
<input type="checkbox"/> V Manufacturer of Beer, Wine & Distilled Spirits	\$45.00	Varies \$100 to \$1,000	\$10,000 min.
<input type="checkbox"/> X Wholesale Liquor	\$45.00	\$500.00	\$ 5,000 min.
<input type="checkbox"/> W Wholesale Beer	\$45.00	\$250.00	\$ 5,000 min.
<input type="checkbox"/> Y Farm Winery	\$45.00	\$250.00	\$ 1,000 min.
<input type="checkbox"/> L Craft Brewery (Brew Pub)	\$45.00	\$250.00	\$ 1,000 min.

TYPE OF APPLICATION

CORPORATE SURETY BOND INFORMATION

Type of application being applied for
(place appropriate number in box)

1

- 1= Individual License requires
Form 1 to be attached.
2= Partnership License requires
Form 2 to be attached.
3= Corporate License requires
Form 3 and 4 and Manager
Application be attached.

Bond Company – for Classes L V W X Y only

Start Date Month/Day/Year

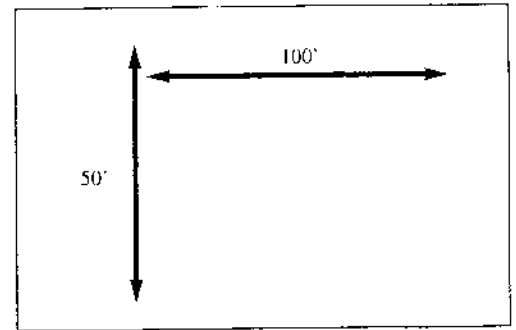
Bond Number

SECTION A – LOCATION INFORMATION – Must be completed by all applicants

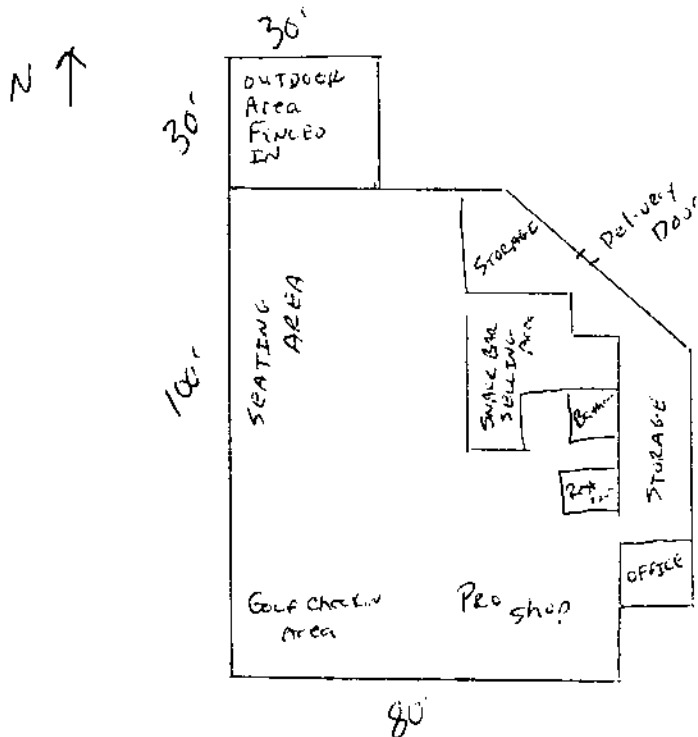
Trade Name (name of business) HIGHLANDS GOLF COURSE	Telephone Number at premise to be licensed (402) 441-6081
1) Street Address of Proposed licensed premise 5501 NW 12TH ST	2) Mailing Address for receipt of Liquor Control Commission mailings 5501 NW 12TH ST
Is this located inside the city limits Circle YES/NO	
City LINCOLN	County LANCASTER
Zip Code 68521	City LINCOLN
	County LANCASTER
	Zip Code 68521

DESCRIPTION AND DIAGRAM OF THE STRUCTURE TO BE LICENSED

In the space provided draw the area to be licensed. This should include storage areas, basement, sales areas and areas where consumption or sales of alcohol will take place. If only a portion of the building is to be covered by the license, you must still include dimensions (length x width) of the licensed area as well as the dimensions of the entire building in situations where only a portion of the entire bldg. is to be covered by the license. No blue prints will be accepted. Be sure to indicate the direction North and number of floors of the building.



Example: East portion approximately 50' x 100' of main floor of 3 story building plus basement approximately 30' x 50' at the East end.



Irregular shaped one-story
Clubhouse building Approximately
80' x 100' plus fenced in
outdoor area approximately
30' x 30' to the north

SECTION B	OTHER INFORMATION REQUIRED		
	Yes	No	Explanation/Comments
<p>1. READ CAREFULLY. Answer completely and accurately.</p> <p>Has anyone who is a party to this application, or their spouse, <u>ever</u> been convicted of or plead guilty to any criminal charge. Criminal charge means any charge alleging a felony or misdemeanor or violation of a federal or state law; or a violation of a local law, ordinance or resolution. List the nature of the charge, where the charge occurred and the year and month of the conviction or plea. Also list any charges pending at the time of this application. If more than one party, please list charges by each individual's name.</p>	X		<p>See Attachment</p> <p>Spouse - 3 speeding tickets most recent in 1998</p>

- FBI IDENTIFICATION RECORD - FBI NO-306571AA2

1-ARRESTED OR RECEIVED 1982/10/08

AGENCY-SHERIFF'S OFFICE FORT COLLINS (000330000)

AGENCY CASE-3977

CHARGE 1-CRIMINAL IMPERSONATION

CHARGE 2-LUI

CHARGE 3-WEAVING

COURT-

1983/11/07

CHARGE-CRIMINAL IMPERSONATION CLASS 5 FELONY

SENTENCE-

DEFERRED SENTENCE 1 YR COMPLIED WITH THE REQUIREMENTS OF DEF SENT

PLEA OF GUILTY WITHDRAWN AND STRICKEN FROM THE RECORD

RECORD UPDATED 2000/11/14

COPY
RECEIVED

NOV 15 2000

NEBRASKA LIQUOR
CONTROL COMMISSION

ALL ARREST ENTRIES CONTAINED IN THIS FBI RECORD ARE BASED ON
FINGERPRINT COMPARISONS AND PERTAIN TO THE SAME INDIVIDUAL.

THE USE OF THIS RECORD IS REGULATED BY LAW. IT IS PROVIDED FOR OFFICIAL
USE ONLY AND MAY BE USED ONLY FOR THE PURPOSE REQUESTED.

451258

CONFIDENTIAL

NEBRASKA LIQUOR CONTROL COMMISSION
PUBLIC MEETING AGENDA

DATE: December 14 & 15, 2000
PAGE: 12

TYPE OF BUSINESS: Licensing Division

✓ 1. A48772 Local Approved

Pioneer's Golf Course
3403 W. Van Dorn
Lincoln, NE

Individual licensee, Dennis M. & Terri J. Vontz answered no to convictions. FBI Report shows a 1983 Colorado felony charge of criminal impersonation, "deferred sentence 1 yr complied with the requirements of def sent. plea to guilty withdrawn & stricken from the record"

Do you wish to set for hearing?

SET SHOW CAUSE

✓ 2. Manager Local Approved

Whitehead Oil Company
U-Stop Convenience Shop
3244 Cornhusker
Lincoln, NE

Manager applicant Yvonne Jones answered no to convictions. FBI report shows 1986 conviction for "Receiving stolen property, Class A Misd" sentence 1 year, all except 18 days suspended.

Do you wish to set for hearing?

SET SHOW CAUSE

✓ 3. Manager

Kwik Shop #686
3406 Park Avenue
Omaha, NE

Manager, Katherine Humphrey had listed that she was charged with felony child neglect 2/91 but that the charges had been dismissed. However, FBI report indicates a disposition of "guilty by conviction", sentence "court costs".

Do you wish to set for hearing?

SET SHOW CAUSE

0803

48972

BEFORE THE NEBRASKA LIQUOR CONTROL COMMISSION

Re: DENIS M. VONTZ
"Pioneer's Golf Course"
3403 W Van Dorn
Lincoln NR 68402
On Suspension, Cancellation or Revocation of
Class A-48972 Liquor License.

ORDER

Now on the 10th day of January, 2001, this matter came on for hearing before the Nebraska Liquor Control Commission, upon an order to show cause why the license should not be suspended, cancelled or revoked due to character and reputation and the falsification of the application, i.e., the failure to disclose a 1983 Colorado felony charge of criminal impersonation (deferred sentence 1 year complied with the requirements, plea of guilty withdrawn & stricken from the record).

Denis Vontz was present. The Commission was represented by Laurie Smith Camp, Deputy Attorney General.

Upon consideration of all the evidence in this matter, the Nebraska Liquor Control Commission finds:

1. That the Order to Show Cause should be dismissed.

IT IS THEREFORE CONSIDERED, ORDERED, ADJUDGED AND DECREED that the Order to Show Cause issued against Denis M. Vontz aka "Pioneer's Golf Course", 3403 W Van Dorn, Lincoln, Nebraska, should be, and the same hereby is, dismissed.

IT IS FURTHER ORDERED that the State shall pay costs of this action, assessed in the amount of \$25.00.

Dated this 16 day of February, 2001.

NEBRASKA LIQUOR CONTROL COMMISSION

R. H. Sawyer

[Signature]

[Signature]

	Yes	No	Explanation/Comments
2. Are you buying the business and/or assets of a licensee? If yes, submit a copy of the sales agreement with a listing of assets being acquired including liquor inventory (name brand and container size required).	X		Note: no alcohol was purchased
3. Are you filing a temporary agency agreement, Commission form 4231, whereby current licensee allows you to operate on their license? If yes, attach copy.	X		
4. Are you borrowing any money from any source to establish and/or operate the business? If yes, list the lender.		X	
5. Will any person or entity other than licensee be entitled to a share of the profits of the establishment? If yes, explain.		X	
6. Will any of the furniture, fixtures and equipment to be used in this business be owned by others? If yes, list such items and the owner.			
7. Will any person(s) other than named in this application have any direct or indirect ownership or control of the business? If yes, explain?		X	
8. Are the premises to be licensed within 150 ft. of a church, school, hospital, home for the aged or indigent persons or for veterans, their wives, children, or within 300 ft. of a college or university campus? If yes, list the name of such institution and where it is located in relation to the premises. Per Sec. §53-177.		X	
9. Is anyone listed on this application a law enforcement officer? If yes, list the person, the law enforcement agency involved and the persons exact duties.		X	
10. List the primary bank and/or financial institution (branch if applicable) to be utilized by the business and the person(s) who will be authorized to write checks and/or make withdrawals on accounts at such institutions.			Pinnacle Bank 700 S 27th Lincoln NE 68512 Denis Vantz
11. List all past and present liquor licenses held by any person named in this application. Include license holder name, location of license and license number. Also list reasons for termination of any licenses previously held.			Denis Vantz CLASS A Pioneer's Liquor Center 43772 3403 W Van Dusen Lincoln NE 68522
12. List the person who will be the on site supervisor of the business and the estimated number of hours per week such person or manager will be on the premises supervising operations.			Denis Vantz 60 hrs
13. List the training and experience of the person listed in #12 above in connection with selling and/or serving alcohol products.			10 years experience with selling alcohol, serving & supervising in hospitals / restaurants / bars
14. If the property for which this license is sought is owned, submit a copy of the deed, or proof of ownership, if leased submit a copy of the lease covering the entire license year. (Documents must show title or lease held interest in name of applicant as owner or lessee in the individual(s) or corporate name for which the application is being filed).			Employment Contract is attached
15. When do you intend to open for business?			

16. List the principal residence for the past 10 years for all persons required to sign application. If necessary attach a separate sheet.

NAME	FROM (YEAR)	TO (YEAR)	RESIDENCE (CITY, STATE)
Dennis Vontz	2000	Present	Lincoln NE
Dennis Vontz	1998	2000	McCook, NE
Dennis Vontz	1997	1998	Lincoln NE
Dennis Vontz	1992	1997	Ewing, NE
Terril Vontz	2000	Present	Lincoln, NE
Terril Vontz	1998	2000	McCook, NE
Terril Vontz	1996	1998	Lincoln NE
Terril Vontz	1991	1996	Aurora, NE

The undersigned applicant(s) hereby consent(s) to a background investigation and release of present & future records of every kind and description including police records, tax records (State and Federal), bank or lending institution records, and said applicant(s) and spouse(s) waive(s) any right or causes of action that said applicant(s) or spouse(s) may have against the Nebraska Liquor Control Commission, the Nebraska State Patrol, and any other individual disclosing or releasing said information. Any documents or records for the proposed business or for any partner or stockholder that are needed in furtherance of the application investigation or any other investigation shall be supplied immediately upon demand to the Nebraska Liquor Control Commission or the Nebraska State Patrol. The undersigned understand and acknowledge that any license issued, based on the information submitted in this application, is subject to cancellation if the information contained herein is incomplete and/or inaccurate.

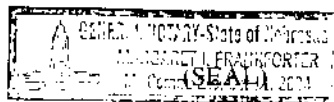
Individual applicants agree to supervise in person the management and operation of the business and that they will operate the business authorized by the license for themselves and not as an agent for any other person or entity. Corporate applicants agree the approved manager will superintend in person the management and operation of the business. Partnership applicants agree one partner shall superintend the management and operation of the business. All applicants agree to operate the licensed business within all applicable laws, rules, regulations, and ordinances and to cooperate fully with any authorized agent of the Nebraska Liquor Control Commission.

Must be signed in the presence of a notary public. Must be signed by applicant and spouse; if a partnership, all partners and spouses must sign and corporation, all stockholders/members (holding more than 25% of the stock or interest), officers, directors and spouses must sign. Full names only, initials not acceptable.

sign here Dennis
 sign here Terril Vontz
 sign here Dennis Vontz
 sign here _____
 sign here _____

sign here _____
 sign here _____
 sign here _____
 sign here _____
 sign here _____

Subscribed in my presence and sworn to before me this 28th day of March 2003



In compliance with ADA, this application for license form is available in other formats for persons with disabilities. A ten day advance period is requested in writing to produce the alternate format.

sign here Margaret J. Frankforter
 Notary Public Signature

16. List the principal residence(s) of the applicant(s) on a separate sheet.

NAME	FROM (YEAR)	TO (YEAR)	RESIDENCE (CITY, STATE)
Dennis Vontz	2000	Present	Lincoln NE
Dennis Vontz	1998	2000	McCook NE
Dennis Vontz	1997	1998	Lincoln NE
Dennis Vontz	1992	1997	Edw. NE
Dennis Vontz	2000	Present	Lincoln NE
Terri Vontz	1998	2000	McCook NE
Terri Vontz	1996	1998	Lincoln NE
Terri Vontz	1991	1996	Aurora NE

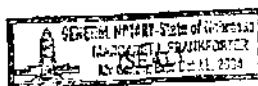
The undersigned applicant(s) hereby consent(s) to a background investigation and release of present & future records of every kind and description including police records, tax records (State and Federal), bank or lending institution records, and said applicant(s) and spouse(s) waive(s) any right or causes of action that said applicant(s) or spouse(s) may have against the Nebraska Liquor Control Commission, the Nebraska State Patrol, and any other individual disclosing or releasing said information. Any documents or records for the proposed business or for any partner or stockholder that are needed in furtherance of the application investigation or any other investigation shall be supplied immediately upon demand to the Nebraska Liquor Control Commission or the Nebraska State Patrol. The undersigned understand and acknowledge that any license issued, based on the information submitted in this application, is subject to cancellation if the information contained herein is incomplete and/or inaccurate.

Individual applicants agree to supervise in person the management and operation of the business and that they will operate the business authorized by the license for themselves and not as an agent for any other person or entity. Corporate applicants agree the approved manager will superintend in person the management and operation of the business. Partnership applicants agree one partner shall superintend the management and operation of the business. All applicants agree to operate the licensed business within all applicable laws, rules, regulations, and ordinances and to cooperate fully with any authorized agent of the Nebraska Liquor Control Commission.

Must be signed in the presence of a notary public. Must be signed by applicant and spouse; if a partnership, all partners and spouses must sign and corporation, all stockholders/members (holding more than 25% of the stock or interest), officers, directors and spouses must sign. Full names only, initials not acceptable.

sign here Dennis Vontz
sign here Terri Vontz
sign here X Terri J. Vontz
sign here _____
sign here _____

Subscribed in my presence and sworn to before me this 28th day of March, 2003



In compliance with ADA, this application for license form is available in other formats for persons with disabilities. A ten day advance period is requested in writing to produce the alternate format.

sign here Margaret J. Frankforter
Notary Public Signature

FORM 35-2010
Rev. 10/02

Subscribed in my presence and sworn to before me this 28th day of March, 2003
signed by Terri Vontz.

JAMI ROGERS
Notary Public, State of FL
Comm. Exp: Apr. 27, 2004
Comm. No: CC 931860

Jami Rogers
Notary Public Signature

Individual Application

for License

FORM 1

INSTRUCTIONS:

- 1) An Individual Licensee Must be a Resident of the State of Nebraska.
- 2) Each Applicant and Spouse must attach fingerprint cards (2 cards per person) and proper fees.
- 3) All applications must be typewritten and submitted in triplicate.

Name of Applicant (Last, First, Middle, Maiden). List any Previous Names or Aliases Used.		Social Security Number	Date of Birth
VONTZ Denis Michael			
Applicant's Home Address (1)			
7514 Brumwood Dr			
Applicant's Home Address (2)			
City	County	Zip Code	State
Lincoln NE	LANCASTER	68516	NE
Home Telephone Number		Driver's License Number	
402 328 0933	402 441 6081		
Business Telephone Number			
ARE YOU MARRIED? <u>yes</u> IF YES, PLEASE COMPLETE.			
Spouse's Name (Last, First, Middle, Maiden). List Any Previous Names or Aliases Used		Spouse's Social Security Number	Spouse's Date of Birth
VONTZ Fern Jo (Jones)			
Spouse's Driver's License Number		State	
		NE	

COPY

TEMPORARY AGENCY AGREEMENT

ID#

877

COPIES

1. On FEBRUARY, 25TH, 2003, Seller and Buyer entered into a contract for sale of the business known as HIGHLANDS GOLF CLUB, which contract is contingent upon Buyer receiving approval for a liquor license to operate the business.

2. Seller and Buyer agree to allow Buyer to operate the business, subject to approval by the Liquor Control Commission, for a period not to exceed 120 days subsequent to APRIL 25, 2003, the date of filing the application with the Liquor Control Commission.
DV MARCH 28, 2003

3. Seller will maintain a possessory interest in the property in the form of a lease, use permit or license;

4. Buyer will at all times be the agent of the Seller, but Buyer will be completely and totally responsible for the operation of the business and for all liability associated with the operation of the business during the time when Buyer is acting as Seller's agent; it is specifically understood that Seller shall have no liability for the operation of the business during this period of time, and Buyer agrees to indemnify and hold Seller harmless from any claims arising during this period of operation; however, it is understood that the liquor license remains in the name of the Seller and Seller will be responsible for all violations of the liquor laws of the State of Nebraska until such time as Seller's license is canceled;

5. At time of closing, certain funds will be held in escrow pending issuance of the license.

6. Financial Institution: Name, Address, Account number of where escrow account is being held

Pinnacle Bank

7001 S. 27TH LINCOLN NE 2300 276 151

7. All profits derived from the operation of the business by the buyer, after payment of bills and salaries, shall be paid to the same escrow agent to be held until the issuance of the license, it being specifically understood that the Buyer shall receive no profits from the operation of the business until the liquor license has been issued to Buyer, but shall have the right to direct the investment of profit funds by escrow agent.

8. This agreement constitutes the entire and complete understanding of all parties with regard to the agency relationship, and is binding upon the heirs, personal representatives and successors of the parties.

9. It is hereby understood that in the event the Commission denies this application, this Temporary Agency Agreement is null and void the date of the order.

Signature of
Seller

[Signature]

Signature of
Seller

Signature of
Buyer

[Signature]

Signature of
Buyer

Dem M. Vortz

Dated this FEBRUARY 25th day of FEBRUARY, 2003.

STATE OF NEBRASKA)

ss

COUNTY OF)

COPY

The above and foregoing Agency Agreement was acknowledged before me this 25 day of

February, 2003.

by Dem M. Vortz, as Seller

_____, as Seller.

The above and foregoing Agency Agreement was acknowledged before me this 25 day of

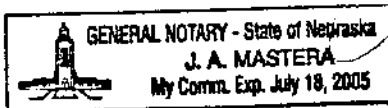
February, 2003.

by Dem M. Vortz, as Buyer,

_____, as Buyer.

Signature & Seal of Notary Public

J. A. MASTERA



FORM 35-4231